

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 14th DAY OF OCTOBER 2008, AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Annette S. Perkins	-Chair
	Doug Marrs	-Vice Chair
	Mary W. Biggs	-Supervisors
	William H. Brown	
	Gary D. Creed	
	John A. Muffo	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Steve Sandy	-Planning Director
	Angie Hill	-Financial & Management Services Director
	Vickie L. Swinney	-Secretary, Board of Supervisors
ABSENT:	James D. Politis	-Board of Supervisor

CALL TO ORDER

The Chair called the meeting to order.

ADD TO THE AGENDA – ADDENDUM

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously, the addendum dated October 14, 2008 was added to the agenda as follows:

BE IT RESOLVED, That the Board of Supervisors hereby amends the Closed Meeting for the purpose of discussing the following:

- | | | |
|------------------|-----|---|
| Section 2.2-3711 | (3) | Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body |
| | | 1. Montgomery County Government Center |
| | | 2. Courthouse Property |

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Gary D. Creed		
Doug Marrs		
Mary W. Biggs		
William H. Brown		
Annette S. Perkins		

INTO CLOSED MEETING

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
1. Agency on Aging
 2. Alcohol Safety Action Program (ASAP)
 3. Office on Youth Advisory Board
 4. Towing Advisory Board
 5. Personnel
- (5) Discussion Concerning a Prospective Business or Industry or the Expansion of an Existing Business or Industry Where No Previous Announcement Has Been Made of the Business or Industry's Interest in Locating or Expanding Its Facilities in the Community.
1. Project # 206001 – Blacksburg Industrial Park
- (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Montgomery County Government Center
 2. Courthouse Property

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	James D. Politis
Doug Marrs		
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Annette S. Perkins		

OUT OF CLOSED MEETING

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	James D. Politis
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Gary D. Creed		
Annette S. Perkins		

CERTIFICATION OF CLOSED MEETING

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

William H. Brown
Mary W. Biggs
John A. Muffo
Gary D. Creed
Doug Marrs
Annette S. Perkins

NAYS

None

ABSENT DURING VOTE

James D. Politis

ABSENT DURING MEETING

James D. Politis

INVOCATION

A Moment of Silence was lead by Chair Perkins.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

DELEGATIONS

Virginia Department of Transportation

David Clarke, VDOT Residency Administrator, updated the Board of Supervisors on road issues/concerns in Montgomery County. Mr. Clarke reported on the following projects:

- Revenue Sharing Projects - Woodrow Road, Crab Creek Road, and Blue Springs Road are underway.
- Cedar Run Road - surface-treating patch work the entire road.
- Cherry Lane – A 25 mph speed limit sign posted. VDOT is reviewing other speed limit requests by the Board of Supervisors.

Mr. Clarke informed the Board of Supervisors that VDOT is facing a funding shortfall due to the decline in gas tax revenue. There will be a significant amount of shortfall for the Six-Year Secondary Road Improvement Plan. He will have more information on the exact amount of decrease next quarter. He assured the Board that the Mt. Pleasant Road project, the next road for upgrade on the County's Six-Year list, will not be affected by the shortfall. This road will be improved under the Rural Rustic Road Program, which will lower the overall cost of the project.

Board Members Concerns:

Supervisor Creed received a request from a citizen who has a blind child, if a "Watch for Children" sign and a "School Bus Stop Ahead" sign can be installed on Wayside Drive. Mr. Clarke responded that a resolution requesting a "Watch for Children" sign from the Board of Supervisors is needed. He will also contact the School Transportation Department to request that a "School Bus Stop Ahead" sign be installed.

Supervisor Brown expressed his appreciation to VDOT for addressing his concerns along Long-Shop Road and McCoy Road. The deep hole on Long-Shop has been repaired and the hole at the intersection of Long-Shop Road and McCoy Road has been repaired.

Supervisor Biggs commented on the recent bridge collapse in Giles County and asked if the Board of Supervisors should be concerned with bridges located in the County. Mr. Clarke replied the bridge that collapsed in Giles County was a suspension type pedestrian bridge. VDOT last inspected the bridge in May 2007 and found it to be in good condition. VDOT has a bridge inspection process where all bridges in Virginia, pedestrian and vehicular, are inspected once every two years.

Supervisor Biggs asked if a bridge project is cut due to lack of funding, does VDOT inspect the bridge more often. Mr. Clarke replied they do.

Montgomery County Chamber of Commerce

Shane Adams, President/CEO & Director of Tourism, Montgomery County Chamber of Commerce, made a presentation on the Chamber's efforts in tourism. He distributed a new visitors guide to the Board. The visitors guide was released in May 08 and so far approximately 20,000 have been mailed out. The guide includes a map of the area and brochures for accommodations, attractions, restaurants, and shopping in the New River Valley.

Mr. Adams reported the Montgomery County Chamber of Commerce and the Blacksburg & Christiansburg Visitors Center won the Southeast Tourism Society's Shining Example Award for Best in the Southeast. It was an honor to win this award as the Tourism Development Council and Visitors Center has not been operating long. They were the youngest Chamber to win this award.

The Blacksburg/Christiansburg Tourism Development Council has worked diligently to put Montgomery County/Blacksburg/Christiansburg on the travel industry hot list. He reported that a new campaign is underway to focus on one day trips and want visitors to be able to travel on one tank of gas. The theme is "Virginia's Backyard" and several marketing flyers have been developed to center around this theme.

Mr. Adams also provided statistical information on increase in tourism, state and local tax receipts, lodging tax collected, and direct economic impacts of tourism dollars spent.

Town of Christiansburg-Huckleberry Trail

Brad Stipes, Council Member of the Town of Christiansburg, provided an update on the extension of the Huckleberry Trail. Mr. Stipes introduced Mayor Richard Ballengee and John Neel, Gay and Neel Engineering, who were also present. Mr. Stipes reported one year ago the Town of Christiansburg made a request to the Montgomery County Board of Supervisors to submit a grant application on their behalf to the Virginia Department of Transportation for enhancement funds to extend the Huckleberry Trail to Christiansburg. The Board of Supervisors submitted the grant application but were unsuccessful due to the high number of applications received. The Town of Christiansburg is asking the Board of Supervisors once again to file an application on their behalf for the next round of Transportation Enhancement Funds. The extension project is already underway with the preliminary engineer study completed and the construction plan completed.

Mr. Stipes commented that the Town of Christiansburg is not requesting monetary support from the County, only their support to submit for grant funding from the Department of Transportation.

Mr. Neel provided some additional information on the project. He reported that a meeting has been scheduled with representatives from the Commonwealth Transportation Board regarding the project. Mr. Neel also commented that they do have sponsorship to provide matching dollars if the grant is received next year.

Mr. Stipes and Mayor Ballengee both thanked the Board of Supervisors for their past and present support of the project to extend the Huckleberry Trail.

Department of Social Services

Ann Hess, Social Services Board representative, provided information on the Department of Social Services proposal to create a Montgomery County Intensive Care Coordinator Position. Ms. Hess explained that the hiring and supervising of the position will be through the New River Valley Community Services. The following proposal was submitted to the Board of Supervisors:

PROPOSAL

TO CREATE A MONTGOMERY COUNTY INTENSIVE CARE COORDINATOR POSITION To be hired and supervised through New River Valley Community Services

Benefits of keeping youth in the community

According to a report issued by the Surgeon General as early as 1999, home and community-based services were identified as being much more therapeutically effective than institutional services, and were also markedly more cost efficient. In a similar report entitled "Improving Outcomes for Children and Adolescents with Serious Emotional and Behavioral Disorders: Current and Future Directions," little evidence was provided that children placed in residential treatment centers had any positive impact on a child's behavior and mental health state, and that any gains made during a stay in such a facility quickly disappeared upon discharge. The situation is further complicated by the fact that youth enter a residential situation where their only peers are other troubled children—a major risk factor for later behavioral problems. Furthermore, research has demonstrated that some children learn antisocial or bizarre behavior from intensive exposure to other disturbed children

Financial impact of residential care

Given this information along with the rising costs associated with the Comprehensive Services Act in the state of Virginia, the General Assembly recently approved Governor Timothy Kaine's proposal to provide more state aid for placing children in "community-based settings" and less for institutionalizing them in group homes and residential treatment centers. All jurisdictions, including Montgomery County, will subsequently be facing a 15% increase in local match above the 2007 rate effective January 09 after incurring \$100,000 in residential expenditure. In July 09, the local match rate for residential services shall be increased to 25% above the 2007 base rate after incurring \$200,000 in residential expenditures.

Position responsibilities

At present, Montgomery County has 19 youth in residential facilities. Many of these placements could have been avoided had there been adequate time and personnel dedicated to developing, implementing and monitoring an intensive community based wrap around plan, which would allow the youth to remain in both the home and community. By hiring an Intensive Care Coordinator, Montgomery County Family Assessment and Planning Team would be able to identify children who are "at risk" of coming into foster care and/or entering residential facilities early and, therefore, wrap community-based services around them in order to prevent out-of-home placement.

This position would be working directly with the youth and their families to address their mental health needs, remediate problems within the home, serve as a liaison to bridge potential problems at school and within the juvenile justice system, and would work closely with local private and public vendors to develop new and creative ways to serve youth within the community. **Cases to be addressed by the Intensive Care**

Coordinator will necessitate a level of service well beyond the scope of a regular case manager. A focus on unidentified mental health needs will be a priority of the Intensive Care Coordinator.

Qualifications and Expectations

The Intensive Care Coordinator is expected to be working on 7 – 10 cases simultaneously. Hiring someone with a Master's degree is preferred in that the Care Coordinator will be expected to understand mental illness, facilitate family meetings/sessions and work with the individual child in order to ensure that the developed plan is successfully implemented. A minimum of a Bachelor's degree with two years of experience working with children with mental health disorders is required. Supervision will be provided directly by the Director of Child and Family Services at New River Valley Community Services. A portion of the indirect cost being requested by NRVCS is to offset the intensive supervision that is required of this type of position.

Projected Costs

Salary	\$43,000
Benefits	\$12,900
Sub total personnel	\$55,900

Cellular Communication	\$600
Laptop and Printer	\$1,200
Mileage Reimbursement	\$3,000
Training	\$500
Sub total Operations	\$5,300

Total Direct Project Costs \$61,200

NRVCS Indirect @ 30% \$18,360

Total Direct and Indirect \$79,560

Monthly NRVCS cost \$6,630

Single case cost @ 7 cases \$947

Financial Plan

In the first year, Montgomery County would provide \$50,000 for start up costs and CSA would cover the remaining \$29,560 on a case by case basis. In year two, the cost would be revisited on a case by case basis through CSA.

Ms. Hess explained that the start-up cost would be provided from funds remaining at year-end in the Social Services budget. She emphasized the importance of this position and how it will be a cost savings to the County in the long run. Ms. Hess thanked the Board for their time and consideration of their proposal.

Chair Perkins commented that it is nice to see agencies, such as the Department of Social Services and the Community Services Board, working together for a common goal. Chair Perkins stated that this issue will be placed on the Board's October 27, 2008 agenda for consideration.

Supervisor Muffo noted he will not be attending the October 27, 2008 meeting; however, he does support this proposal.

PUBLIC ADDRESS

There being no speakers, the public address session was closed.

CONSENT AGENDA

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated October 14, 2008 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
John A. Muffo		
Gary D. Creed		
Doug Marrs		
William H. Brown		
Annette S. Perkins		

Approval of Minutes

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously, the Minutes dated July 28, August 11 and August 25, 2008 were approved.

A-FY-09-29 COMMONWEALTH'S ATTORNEY FORFEITED ASSET SHARING PROGRAM

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

220	Commonwealth's Attorney	\$1,678
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
451205	Designated Fund Balance	\$1,678

Said resolution appropriates monies received in the Forfeited Asset Sharing Program in previous years from the Department of Criminal Justice Services.

A-FY-09-30 SHERIFF FORFEITED ASSET SHARING

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

321	Sheriff	\$1,013
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205	Designated Fund Balance	\$1,013
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Said resolution appropriates the unexpended portion of Asset Forfeiture funds received as part of this program in prior years.

**A-FY-09-31
SHERIFF
JAIL BLOCK GRANT
CARRYOVER FROM FY 08 TO FY09**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

310	Sheriff - Comp Board	\$54,959
400	General Services	<u>6,973</u>
	Total	\$61,932

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205	Designated Fund Balance-Jail Block Grant	\$61,932
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Said resolution appropriates monies from the state Jail Block Grant from FY 08.

**A-FY-09-32
SHERIFF
CARRYOVER FUNDING
FOR NEW SHOOTING RANGE**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

320	Sheriff County	\$34,631
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The sources of the funds for the foregoing appropriation are as follows:

Revenue Account

451205	Designated Fund Balance	\$22,254
419108	Recovered Costs	<u>\$12,377</u>
	Total	\$34,631

Said resolution appropriates funds received from other participants for the new shooting range site on Den Hill Road in FY 08 and the first quarter of FY 09.

**A-FY-09-33
FAIRVIEW DISTRICT HOME
COUNTY'S SHARE OF
CAPITAL COSTS**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

910	Fairview District Home	\$16,218
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The source of the funds for the foregoing appropriation is as follows:

451205	Capital Reserve Fund Balance	\$16,218
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Said resolution appropriates a portion of the Capital Reserve to cover the County's share of Fairview Home capital costs for air conditioning units, furnace units and a freezer door necessary for compliance with licensing standards.

**A-FY-09-34
VICTIM WITNESS GRANT**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Montgomery County Board of Supervisors that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

551	Victim Witness Grant	\$139,057
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
25511-424401	Victim Witness Grant	\$120,776
02200-416103	Fees	<u>\$18,281</u>
	Total	\$139,057

Said resolution appropriates the Victim Witness Grant funds for FY 09.

**A-FY-09-35
PLANNING AND GIS
CONSERVATION EASEMENT FUNDING**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

800	Planning and GIS	\$108,558
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
451205	Designated Fund Balance	\$108,558

Said resolution appropriates monies accrued from roll-back taxes.

**A-FY-09-36
CARRYOVER OF
FUNDRAISING AND DONATIONS FUNDS**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

520	RSVP	\$3,969
700	Parks and Recreation	\$9,349
710	Library	\$29,293
720	Floyd Library	<u>\$35,396</u>
	Total	\$78,007

The source of funds for the foregoing appropriation is as follows:

<u>Revenue:</u>		
02-451205	Designated Fund Balance	\$78,007

Said resolution appropriates the balance of funds received as donations in previous years.

A-FY-09-37
DOG AND CAT STERILIZATION

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

400	Dog and Cat Sterilization	\$ 2,517
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
413101	Dog and Cat Sterilization	\$ 337
451205	Designated Fund Balance	<u>\$2,180</u>
	Total	\$2,517

Said resolution appropriates monies received as part of the Dog and Cat Sterilization Program from the Division of Motor Vehicles for Animal Friendly license plates.

R-FY-09-32
TECHNOLOGY RESERVE FUND
CARRYOVER FUNDS FROM FY08

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors approved establishment of a Technology Reserve Fund in the amount of \$300,000 on October 11, 2005; and

WHEREAS, Over \$86,000 remained at the end of Fiscal Year 2006 due to vacancy savings in Information Management Services; and

WEREAS, The Technology Reserve Fund was increased in FY 07 to \$386,000; and

WHEREAS, The balance of the Technology Reserve Fund at the end of FY 2008 was \$21,513; and

WHEREAS, \$117,021 remained at the end of Fiscal Year 2008 in the Information Management Services budget due to vacancy savings; and

WHEREAS, For the upcoming year technology projects will be approved by the Executive Management Team for Technology (EMTT).

NOW THEREFORE BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Technology Reserve Fund is increased to \$138,534, which includes the \$21,513 balance and the departmental savings of \$117,021, to cover the future costs of technology projects.

R-FY-09- 33
JUVENILE DETENTION COMMISSION
APPOINTMENT

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **L. Carol Edmonds, Assistant County Administrator**, to the **Juvenile Detention Commission** effective October 15, 2008 and expiring October 14, 2012.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

R-FY-09-34
TOWING ADVISORY BOARD
SHERIFF'S OFFICE REPRESENTATIVES
APPOINTMENT

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Lt. Bradley St. Clair** as the Sheriff's Office representative and **Corporal Mark E. Hollandsworth** as his alternate to the Towing Advisory Board effective October 15, 2008 and expiring October 14, 2012.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the appointment of Montgomery County Sheriff's Office representatives and their alternates are contingent upon their continued employment and association with the Montgomery County Sheriff's Office and that termination or resignation from such employment would constitute a voluntary resignation from the Towing Advisory Board.

R-FY-09-35
TOWING ADVISORY BOARD
STATE POLICE REPRESENTATIVES
APPOINTMENT

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Sergeant Mike King** as State Police representative and reappoints **1st Sergeant D. Frank Parries** as his alternate to the Towing Advisory Board effective October 15, 2008 and expiring October 14, 2012.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the appointment of the State Police representative and their alternate are contingent upon their continued employment with the State Police and that termination or resignation from such employment would constitute a voluntary resignation from the Towing Advisory Board.

R-FY-09- 36
FINAL PLAT
COLD MOUNTAIN SUBDIVISION EXPANSION
HOWARD WAKELY AND ROBERT SEAN PHILLIPS

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Howard Wakely and Robert Sean Phillips Subdivision consists of five (5) new lots and one (1) revised lot located off Rock Road (SR 688) and has been found to meet the requirements of the Montgomery County Code Chapter 8, Article IV (Subdivision Ordinance).

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby approve the Final Plat of Howard Wakely and Robert Sean Phillips Subdivision (Gay and Keese, Inc. Job No. 0290.8 dated 01/10/08), Riner Magisterial District.

FURTHER, The Chairman is hereby authorized to sign said plat for recordation.

OLD BUSINESS

**ORD-FY-09-08
AN ORDINANCE AMENDING THE USE OF THE
CENTRAL ABSENTEE VOTING ELECTION PRECINCT
BY PROVIDING FOR A
CENTRAL ABSENTEE VOTING ELECTION PRECINCT
IN ALL ELECTIONS**

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that the use of the Central Absentee Voting Election Precinct shall be amended and reordained as follows:

CENTRAL ABSENTEE VOTING ELECTION PRECINCT

The Central Absentee Voting Election Precinct shall be located in the Multi-Purpose Room located on the First Floor of the Montgomery County Government Center, 755 Roanoke Street, in Christiansburg, Virginia. This Precinct shall be where all the absentee ballots shall be ~~gathered and received~~, counted and recorded for each November General ~~all~~ elections.

This Ordinance shall not be effective until such time that the United States Justice Department provides the necessary approval Pursuant to Section 5 of the Voting Rights Act.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Gary D. Creed		
Doug Marrs		
William H. Brown		
Mary W. Biggs		
Annette S. Perkins		

**ORD-FY-09-09
AN ORDINANCE AMENDING THE ZONING CLASSIFICATION
OF APPROXIMATELY 2.3 ACRES
LOCATED AT 2971 PEPPER'S FERRY ROAD (SR 114)
IDENTIFIED AS TAX PARCEL NO(S) 064-A-141, 141E,
PARCEL NO(S) 019068 AND 029370
FROM AGRICULTURE (A-1) TO RESIDENTIAL (R-3)
THOMAS & PENNY TAYLOR
CHARLES & MARGARET TAYLOR**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice and therefore the zoning classification of that certain tracts or parcels of land consisting of 2.3 acres of land is hereby amended and rezoned from the zoning classification of Agriculture (A-1) to Residential (R-3).

This action was commenced upon the application of Thomas A. & Penny L. Taylor and Charles A. & Margaret Taylor.

The property is located at 2971 Pepper's Ferry Road and is identified as Tax Parcel No. 064-A-141, 141E (Account # 019068, 029370) in the Riner Magisterial District. The property currently lies in an area designated as Village Expansion in the Comprehensive Plan.

This ordinance shall take effect upon adoption.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Gary D. Creed		
William H. Brown		
Mary W. Biggs		
Doug Marrs		
Annette S. Perkins		

R-FY-09-37
SPECIAL USE PERMIT
CHARLES A. & MARGARET TAYLOR
FOR THE PURPOSE OF OBTAINING
A SPECIAL USE PERMIT ON
APPROXIMATELY 1.479 ACRE TRACT IN
A RESIDENTIAL (R3) ZONING DISTRICT
TO ALLOW A CLASS A (DOUBLEWIDE) MANUFACTURED HOME
TAX PARCEL NO. 064-A-141, PARCEL NO. 019068

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the request by Charles A. & Margaret Taylor for a Special Use Permit on a 1.479 acre tract to allow a Class A manufactured home is consistent with the County's Comprehensive Plan and is hereby approved with the following condition:

1. Manufactured home shall be a Class A (multi-sectional) manufactured home only. No Class B (singlewides) shall be permitted.

The property is located at 2971 Peppers Ferry Road, and is identified as Tax Parcel No. 064-A-141 (Acct #'s 019068) in the Riner Magisterial District.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	James D. Politis
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Annette S. Perkins		

R-FY-09-38
SPECIAL USE PERMIT
CHARLES LEWIS WHEELING, (AGENT: NTELOS)
FOR THE PURPOSE OF ALLOWING
A 130 FOOT TELECOMMUNICATIONS TOWER
IN THE SHAWSVILLE MAGISTERIAL DISTRICT
PARCEL ID #028687, TAX MAP NUMBER 82-A-158

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Charles Lewis Wheeling (Agent: NTELOS) request for a Special Use Permit (SUP) on 24.9 acres in an Agriculture (A-1) zoning district to allow a 130 foot tall telecommunications tower is consistent with the County's Comprehensive Plan and is hereby approved with the following conditions:

1. Tower shall not exceed a total overall height of 135 feet inclusive of the proposed lightening rod with a ground elevation of 1,783 ft. Tower shall not have lighting unless required by the FAA. Tower shall have a base diameter not to exceed 30 inches and a top diameter of 22 inches.

2. Site development shall be in substantial conformance with the plans entitled, "NTelos Proposed 130' Monopole Tower, RN819 – Georges Run, Friendship Road, Shawsville, VA 24162", prepared by Terradon, dated July 16, 2008 and last revised September 18, 2008.
3. Tower shall be of a "monopole stealth design" and all antennae shall be flush mounted (distance between face of pole and outer face of antennas not to exceed 12 inches) on the structure. Tower shall be painted brown (Wooden Cabin or similar). All wiring and cables shall be located inside the pole structure.
4. Engineering plans signed and sealed by a licensed engineer in the State of Virginia shall be submitted to and approved by the Building Official prior to issuance of a building permit.
5. No platforms or dishes shall be permitted on the structure above the tree line.
6. Tower shall meet all regulations found in Section 10-48(6) of the Montgomery County Zoning Ordinance.
7. Backup generator, if applicable, shall not be fueled by any liquid fuel source.
8. Owner/agent shall provide police, fire and rescue services antennae space on the proposed tower for the agreed upon rental rate of \$1 per year subject to the structural capacity of the tower and provided that emergency service antennae do not provide radio frequency interference to other antennae located upon the tower.
 - Emergency service providers shall provide equipment.
 - Tower owner/agent shall install the antennae at market rate.
 - The second highest space on the pole shall be made available to the County. If the County declines the offered location, the tower owner will provide the County with the next lowest location on the tower. In no case shall the County be offered a height of less than one-hundred feet (100 feet) on the tower.

The property is located at 174 Friendship Road, and is identified as Tax Parcel No(s) 82-A-158 (Acct No. 028687), in the Shawsville Magisterial District.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	James D. Politis
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Gary D. Creed		
Annette S. Perkins		

R-FY-09-39
SPECIAL USE PERMIT
SARAH M. WALL, LIFE ESTATE (AGENT: NTELOS)
FOR THE PURPOSE OF ALLOWING A
130 FOOT TELECOMMUNICATIONS TOWER
IN THE PRICES FORK MAGISTERIAL DISTRICT
TAX MAP PARCEL NO. 52-A-100, PARCEL ID 020270

On a motion by William H. Brown, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Sarah M. Wall, Life Estate (Agent: NTelos) request for a Special Use Permit (SUP) on 64 acres in an Agriculture (A-1) zoning district to allow a 130 foot tall telecommunications tower is consistent with the County's Comprehensive Plan and is hereby approved with the following conditions:

1. Tower shall not exceed a total overall height of 135 feet inclusive of the proposed lightening rod with a ground elevation of 2,051 ft. Tower shall not have lighting unless required by the FAA. Tower shall have a base diameter not to exceed 30 inches and a top diameter of 22 inches.
2. Site development shall be in substantial conformance with the plans entitled, "NTelos Proposed 130' Monopole Tower, RN-516 – Matamoros Lane, Blacksburg, VA 24062", prepared by Terradon, dated July 21, 2008 and received by Montgomery County on August 1, 2008.
3. Tower shall be of a "monopole stealth design" and all antennae shall be flush mounted (distance between face of pole and outer face of antennas not to exceed 12 inches) on the structure. Tower shall be painted brown (Wooden Cabin or similar). All wiring and cables shall be located inside the pole structure.
4. Engineering plans signed and sealed by a licensed engineer in the State of Virginia shall be submitted to and approved by the Building Official prior to issuance of a building permit.
5. No platforms or dishes shall be permitted on the structure above the tree line.
6. Tower shall meet all regulations found in Section 10-48(6) of the Montgomery County Zoning Ordinance.
7. Backup generator, if applicable, shall not be fueled by any liquid fuel source.
8. Owner/agent shall provide police, fire and rescue services antennae space on the proposed tower for the agreed upon rental rate of \$1 per year subject to the structural capacity of the tower and provided that emergency service antennae do not provide radio frequency interference to other antennae located upon the tower.
 - Emergency service providers shall provide equipment.
 - Tower owner/agent shall install the antennae at market rate.
 - If the County declines the offered location, the tower owner will provide the County with the next lowest location on the tower. In no case shall the County be offered a height of less than one-hundred feet (100 feet) on the tower.

Furthermore, the Special Use Permit is determined to be an acceptable use within the Agricultural and Forestal District (AFD).

The property is located at 1483 Matamoros Lane in Blacksburg, and is identified as Tax Parcel No. 52-A-100 (Account ID 020270), in the Prices Fork Magisterial District.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
John A. Muffo		
Doug Marrs		
Gary D. Creed		
William H. Brown		
Annette S. Perkins		

NEW BUSINESS

**A-FY-09-38
APPROPRIATION OF 2008
BOND PROCEEDS**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

Elliston/Lafayette Elementary School	\$19,400,000
Price’s Fork Elementary School	\$19,400,000
Blacksburg High School Stadium Reimburse	<u>\$1,600,000</u>
Total	\$40,400,000

The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
424244 Bond Proceeds - Lease Revenue	\$40,400,000

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

Cost of Issuance	\$887,140
Courthouse	\$19,800,000
Public Safety Building	\$5,200,000
Jail Renovation	\$2,500,000
Land	<u>\$3,000,000</u>
Total	\$31,387,140

The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>	
424244 Bond Proceeds - Lease Revenue	\$30,268,495
415105 Interest on Investments	<u>\$1,118,645</u>
Total	\$31,387,140

Said resolution appropriates the bond proceeds from the 2008 lease revenue issuance for construction of two new elementary schools, reimbursement of advances for the Blacksburg High School Stadium, reimbursement of advances for land purchases, construction of a new County Courthouse, renovation of the existing Courthouse into a Public Safety Building and renovation of the County jail. The resolution also appropriates bond proceeds to be used for cost of issuance.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Doug Marrs		
Gary D. Creed		
Mary W. Biggs		
William H. Brown		
Annette S. Perkins		

State Budget Cuts Update

Carol Edmonds, Assistant County Administrator, provided an update on the state budget cuts. Based on information provided by the State on budget reductions to the County a total of \$256,776 is needed in additional revenue to help fund state funded departments in the County. If the additional revenue is not appropriated each department will have to reduce their budget

accordingly. This appropriation will help offset the first round of cuts, this will avoid any layoffs and elimination of positions and keep all offices running efficiently. Other areas of concern are the 2% salary increase for state employees have been deferred until next fiscal year, statewide reduction in tax projections of \$20.7 million, (MCPS does not yet know what reduction they will receive), and the literary load fund balance was reduced by \$51.3 million.

Supervisor Marrs noted that this state reduction will not be the last. He understands there will be a second round of reductions in FY 09, and maybe FY10.

A-FY-09-39
STATE BUDGET REDUCTION FY 09
AND COMPENSATION BOARD RECONCILIATION

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

150	Commissioner of the Revenue – Comp	\$ 5,570
160	Treasurer – Comp	\$ 5,494
170	Registrar	\$ 2,627
200	Commonwealth Attorney	\$ 19,978
250	Clerk of Circuit Court	\$ 241
310	Sheriff – Comp Board	\$182,187
310	Sheriff – Jail Block	\$ 25,852
540	Social Services	\$ 167
710	Library – Regional	\$ 10,469
900	Revenue Refunds	<u>\$ 4,191</u>
	Total Expense	\$256,776

The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
451205	Fund Balance	\$229,920
423100	Shared Expenses	\$ 12,196
416151	Library Fines	\$ 8,800
415211	Library Sale of Photocopies	\$ 1,669
422103	Motor Vehicle Carrier Tax	<u>\$ 4,191</u>
	Total Revenue	\$256,776

Said resolution appropriates additional revenues and fund balance to cover the County's payment to the State of Virginia for the State's mandated reduction in state aid to localities for the fiscal year 2009.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Doug Marrs		
Gary D. Creed		
William H. Brown		
Mary W. Biggs		
Annette S. Perkins		

A-FY-09-40
ESCROW REQUEST
APPROPRIATION

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

100	Board of Supervisors	\$4,852
110	County Administration	\$52,870
120	County Attorney	\$34,460
130	Financial and Management Services	\$8,642
152	Assessing	\$11,000
180	Internal Services	\$63,500
210	Circuit Court I	\$895
230	Juvenile Domestic Relations	\$5,962
400	General Services	\$38,606
520	Human Services	\$6,725
700	Parks and Recreation	\$118,248
710	Regional Library	\$101,464
720	Floyd Library	\$17,169
910	Outside Agencies-Montgomery Museum	<u>\$54,000</u>
	Total	\$518,393

The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205	General Fund Balance
	\$518,393

Said resolution appropriates amounts recommended to be escrowed for use in the current year to complete projects and to provide funding for liabilities over and above those encumbered by purchase orders.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	James D. Politis
Gary D. Creed		
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Annette S. Perkins		

A-FY-09-41
SCHOOL OPERATING FUND
CARRYOVER REMAINING FUNDS
FROM FY 08 TO FY 09

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

451200	Transfer to School Operating Fund	\$671,891
451210	Transfer to School Cafeteria Fund	<u>\$200,000</u>
	Total	\$871,891

The source of funds for the foregoing appropriation is as follows:

451203	Undesignated Fund Balance	\$871,891
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BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating and School Cafeteria Funds were granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

School Operating		
561000	Instruction	\$ 13,340
564000	Operations and Maintenance	\$658,551
School Nutrition		<u>\$200,000</u>
	Total	\$871,891

The source of funds for the foregoing appropriation is as follows:

<u>Revenue Account:</u>		
451100	Transfer from General Fund	\$871,891

Said resolution appropriates unspent school operating funds remaining at June 30, 2008.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	James D. Politis
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Annette S. Perkins		

R-FY-09-40
RESOLUTION APPROVING THE
BUDGET CALENDAR FOR FY 2010

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the proposed FY 2010 Budget Calendar is hereby approved. It is the intent of the Board of Supervisors that departments, offices, and agencies requesting funds through the budget process adhere to the deadlines prescribed within the calendar. The names of the departments, offices, and agencies failing to comply with this directive shall be reported to the Board of Supervisors at their first meeting in January 2009.

COUNTY OF MONTGOMERY
BUDGET CALENDAR FOR FY 2010

The Budget Calendar is a schedule for the development of the County budget. It is very important that everyone adhere to the Budget Calendar and fulfill his/her responsibility in the budgeting process.

<u>DATE</u>	<u>FUNCTION</u>	<u>RESPONSIBILITY</u>
November 7, 2008	Budget working documents given to divisions and mailed to external agencies along with special instructions and guidelines	County Administrator and Financial & Management Services
November 12, 2008	Budget work session on issues for budget development Annual/Biennial Reassessment	Board of Supervisors
November 24, 2008	Budget work session on issues for budget development Compensation & Health Insurance (Regular Board Meeting)	Board of Supervisors
December 8-12, 2008	Divisions without access to the County’s network enter base budget changes	Financial & Management Services
December 30, 2008	Due date for Proposed Base Budget revisions for all Divisions, agencies, and organizations (except for schools)	Directors, Divisions, and Agency Heads
January 12, 2009	Public Hearing for citizen input (Regular Board Meeting)	Board of Supervisors

<u>DATE</u>	<u>FUNCTION</u>	<u>RESPONSIBILITY</u>
January 12- February 9, 2009	County Administrator review with Directors, Constitutional Offices, and Agency Heads the Proposed Budget	County Administrator
January 26, 2009	Budget work session on issues for budget development Preliminary Revenue Projection (Regular Board Meeting)	Board of Supervisors
February 9, 2006	Budget work session on issues for budget development School Budget Presentation (Regular Board Meeting)	School Board
February 23, 2008	Budget work session on issues for budget development- Budget Requests. (Regular Board Meeting)	Board of Supervisors
March 6, 2009	Proposed Budget document delivered to Board of Supervisors	County Administrator
March 9, 2009	Presentation of FY 10 Proposed Budget. (Regular Board Meeting)	County Administrator
March 9-16, 2009	Budget work sessions on issues for budget development Develop advertised budget and tax rate. (Special Work Sessions)	Board of Supervisors
March 16, 2009	Budget work session on issues for budget development - By this date; establish advertised tax rate and prepared Budget synopsis notices of public hearing in paper. (Special work session)	Board of Supervisors
March 26, 2009	Public Hearing on advertised tax rate and budget. (Special Board Meeting.)	Board of Supervisors
March 16 – April 13, 2009	Work sessions to adopt budget (including Schools)	Board of Supervisors
April 13, 2009	Establish tax and adopt budget (Regular Board Meeting)	Board of Supervisors
By June 30, 2009	Make final budget appropriation	Board of Supervisors
After July 1, 2009	Divisions and Agencies notified of final appropriations	County Administrator

1. PUBLIC HEARING: A public hearing on the budget is required. If a tax rate increase is needed, notice must be published at least 7 days before the public hearing and at least 14 days before final action.
2. TAX RATE AND BUDGET: The tax rate and budget must be established at the same time. This must be done early to process the first installment of real estate taxes.
3. LEGAL NOTICES AND PUBLIC HEARINGS: Legal Notices and public hearings on the School Budget may be considered separately from the Non-School Budget. The School Budget must be approved by May 1, 2009 or within 30 days after receipt of State revenue estimates; which is later.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	James D. Politis
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Gary D. Creed		
Annette S. Perkins		

R-FY-09-41
MONTGOMERY COUNTY'S
LEGISLATIVE PRIORITIES FOR 2009

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby adopts their 2009 legislative priorities as follows:

- 1) ***Projected State Budget Cuts*** The State of Virginia has announced a budget reduction plan with 5%, 10% and 15% reductions to be analyzed by State Agencies. As the State reviews these projected budget reductions, it is requested that public safety and education support to local governments be prioritized and budget reductions be minimized for the safety and welfare of all citizens.
- 2) ***Unfunded mandates*** Montgomery County continues to oppose unfunded mandates from the state or federal government.
- 3) ***Impact Fees*** Montgomery County supports legislation to provide local governments the authority to levy impact fees to pay for cost of capital facilities for new developments, including road construction and maintenance.
- 4) ***Portion of Income Taxes Returned to Localities*** Montgomery County supports legislation to distribute a percentage of individual income tax revenues to localities, or the authority to levy a local income tax.
- 5) ***Equal Taxing Authority*** Montgomery County supports legislation to eliminate the distinction in the taxing authority of Virginia's cities and counties.
- 6) ***Schools.*** Montgomery County supports full funding of SOQ so that a redistribution of existing state aid among jurisdictions does not occur without an increase of state funds. Montgomery County supports state funding allocated for teacher pay raises based on actual positions, not just positions recognized in the SOQ. Montgomery County supports "cost for competing Add-on" funding for all Virginia School Districts.
- 7) ***Comprehensive Services Act (CSA)*** Montgomery County supports full state funding for 100% of the administrative costs of CSA, state vendor contracts for residential services paid through CSA and Joint Legislative Audit and Review Commission's two-year study of the administration of the Comprehensive Services Act.
- 8) ***Water and Sewer availability fees*** Montgomery County supports legislation that would grant counties the authority to enact water and sewer availability fees, and mandatory water and sewer connection powers.
- 9) ***Voting Machines*** Montgomery County supports full state funding for 100% of the cost of providing optical scan voting machines as required by the General Assembly through HB 2707 and SB 840.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	James D. Politis
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Gary D. Creed		
Annette S. Perkins		

R-FY-09-42
VACO 2008 ANNUAL MEETING
VOTING CREDENTIALS

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia authorizes **Annette S. Perkins** to cast its vote at the 2008 Annual Meeting of the Virginia Association of Counties (VACo) on November 11, 2008.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Doug Marrs		
Gary D. Creed		
William H. Brown		
Mary W. Biggs		
Annette S. Perkins		

**R-FY-09-43
PROCLAMATION
GED DAY AND
ADULT EDUCATION WEEK**

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The foundation of democracy is based upon an educated citizenry, and education should be made available to people of all ages to gain knowledge and skills; and

WHEREAS, The Montgomery County Public Schools Adult Education Program facilitates adult education programs in Montgomery County and provides services to an average of 342 people annually; and

WHEREAS, Adult education offers classes to assist adults in improving basic reading, writing, and math skills, to pursue further education, to enter or advance in the job market, or to enhance their personal and family lives; and

WHEREAS, Adult education offers classes to prepare adults to take the General Educational Development (GED) Test; and

WHEREAS, Adult education serves students of diverse populations that include adults with learning disabilities, physical and emotional disabilities, and adult learners in family literacy programs and correctional institutions; and

WHEREAS, Adult education works cooperatively with local, state, and federal agencies such as the Montgomery County Department of Social Services, the New River/Mount Rogers Workforce Investment Board, and the Virginia Workforce Center in Radford to meet the goals and needs of mutual clients; and

WHEREAS, It is timely and appropriate that attention be focused on the special efforts and dedication of Montgomery County Public Schools Adult Education Program's adult educators who prepare individuals for productive employment and enriched lives.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, does hereby proclaim **October 15, 2008** as

GED DAY

and the week of **October 12, 2008 through October 18, 2008** as

ADULT EDUCATION WEEK

in **Montgomery County** and urges all its citizens to become familiar with the services and benefits offered by adult education and to support and participate in these programs.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	James D. Politis
John A. Muffo		
Doug Marrs		
Gary D. Creed		
Mary W. Biggs		
Annette S. Perkins		

RECESS

The Board took a 20 minute recess at 8:50 p.m. and reconvened at 9:10 p.m.

INTO WORK SESSION

On a motion by William H. Brown, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Tax Relief for the Elderly and Disabled

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	James D. Politis
Gary D. Creed		
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Annette S. Perkins		

Tax Relief for the Elderly and Disabled

Finance Director Angie Hill made a presentation on the County's tax relief program for the Elderly and Disabled. Ms. Hill reported that staff evaluates increasing eligibility limits for the tax relief program on an annual basis. In the past, income increases have been made to coincide with the cost of living adjustments granted by the Social Security Administration. Asset increases have been based on increases in real estate values during reassessments.

Currently, Montgomery County's income limit for tax relief is \$30,000 and the state cap is \$50,000. The income limits have gradually increased from \$21,000 to \$30,000 since 2003. Asset limits have increased from \$50,000 to \$80,000 in 2004 and \$80,000 to \$100,000 in 2007, both were reassessment years. The program provided relief for 534 citizens for a total cost of \$282,703.

Staff representatives from the Towns of Blacksburg and Christiansburg met with County staff and the Commissioner of Revenue to discuss increased limits. It is their recommendation to increase the limits in increments of \$5,000 annually, moving toward the state maximum. No change in the asset values is being recommended. Therefore, it is recommended that the Board of Supervisors revise the tax relief program by increasing the income limit from \$30,000 to \$35,000 effective January 2009. Both towns offer a tax relief program and have the same limits as Montgomery County in order to reduce confusion among citizens about the programs.

The proposed revisions are as follows:

<u>2008 Income</u>	<u>2009 Proposed Income</u>	<u>Relief</u>
\$0-\$19,200	\$0-\$22,400	100%
\$19,201-\$24,000	\$22,401-\$28,000	60%
\$24,401-\$30,000	\$28,001-\$35,000	40%

Ms. Hill stated if the Board wants to amend the Tax Relief Ordinance to increase the income limits then a public hearing needs to be scheduled at their October 27, 2008 meeting. The public hearing will be held on November 24, 2008 and the Board will vote on the ordinance at their December 15, 2008 meeting. If the County changes their ordinance, the two Town Councils will also consider the same changes.

Supervisor Brown asked if the Board of Supervisors would have to approve each \$5,000 increase. Ms. Hill responded that the Board will have to vote each time the ordinance is revised.

Supervisor Biggs commented that she believes the County should be raised to the state limit of \$50,000. She has been stating this for years and believes that we should be increasing the County's income limit sooner rather than later. She asked staff to get figures on how much it would cost the County if the income limit is raised to \$50,000.

The County Administrator replied that this is an unknown statistic. They would not know the income levels, stock/bond, and assets of citizens in the County. They could only go by the number of citizens who have applied for tax relief in the past and estimate the increase. There is no way of knowing the number of people that will be able to participate when levels are increased. He stated that increasing the income limits annually by \$5,000 is taking a conservative approach; however, they do not know what the impact will be after each increase.

OUT OF WORK SESSION

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	James D. Politis
William H. Brown		
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Annette S. Perkins		

COUNTY ADMINISTRATOR'S REPORT

Inmate Clean-Up Project The County Administrator updated the Board on the inmate clean-up project. A total of 3,340 pounds of trash was collected between September 8 – October 7, 2008 along the following roads: Pilot Road, Coal Bank Hollow, Hightop Road, Meadowcreek Road, North Fork Road, and Peppers Ferry Road.

The County Administrator asked Board members if they had roads to be added to the list to be cleaned up to forward them to him and he will compile a list for the Sheriff's Office. He believes they are doing a fantastic job.

Supervisor Perkins noted that this project is certainly improving the beautification of Montgomery County.

BOARD MEMBERS' REPORTS

Supervisor Creed - Received a request from residents on Wayside Drive (SR 641) to install a "Caution – Blind Child" sign on Wayside Drive where a legally blind five year old child lives. He contacted VDOT and was informed they do not install signs of this nature; however, they could install a "Watch for Children" sign at the request of the Board of Supervisors. Also, they will contact the School Transportation Department about installing a "School Bus Stop Ahead" sign. Supervisor Creed asked other Board members to support a resolution requesting VDOT to install a "Watch for Children" sign on Wayside Drive. He also asked if a letter of support could be sent to the School Transportation Department asking that a "School Bus Stop" sign be installed on Wayside Drive.

By Board consensus, staff was authorized to send a letter of support to the School Transportation Department.

R-FY-09-44
RESOLUTION REQUESTING THE
VIRGINIA DEPARTMENT OF TRANSPORTATION
TO INSTALL A “WATCH FOR CHILDREN” SIGN
AT WAYSIDE DRIVE

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby requests the Virginia Department of Transportation to install a “Watch for Children” sign on Wayside Drive (SR 641) to help insure the safety of a legally blind child who resides on this road.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Mary W. Biggs		
Doug Marrs		
William H. Brown		
Gary D. Creed		
Annette S. Perkins		

Board Members’ Reports – Continued

Supervisor Creed attended the Transportation Safety Commission meeting. He informed the Board that the speed limit along sections of US 460 in Elliston will be increased to 60 mph. He believes the Board sent a letter of opposition to VDOT when they proposed the increase in speed limit citing a safety issue due to the number of school bus stops and the number of entrances along US 460 in the Shawsville/Elliston area.

Supervisor Marrs attended the VACo Transportation Steering Committee meeting on October 10, 2008. There was discussion to change the distribution formula for transportation funding to localities by the Northern Virginia representatives. After discussion of the current funding formula, the representatives of Northern Virginia felt no change is needed at this time.

ADJOURNMENT

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously, the Board adjourned to Monday, October 27, 2008 at 6:00 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	James D. Politis
Mary W. Biggs		
John A. Muffo		
Doug Marrs		
Gary D. Creed		
Annette S. Perkins		

The meeting adjourned at 10:00 p.m.

APPROVED: _____	ATTEST: _____
Annette S. Perkins Chair, Board of Supervisors	B. Clayton Goodman, III County Administrator